

***IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH***

**Criminal Misc. No. M-11990 of 2015
Date of Decision:-12.02.2016**

Ram Piari and others

..Petitioners

Versus

State of Punjab

..Respondent

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- None the petitioners.

Mr. Gurinderjit Singh, DAG, Punjab.

HARI PAL VERMA J.(Oral)

Applications dated 14.03.2015 submitted by Ram piari wife of Sh. Bishan Dass and others and Rani wife of Sh. Dalbir, who were confined in Central Jail, Ludhiana before Hon'ble Administrative Judge, Sessions Division, Ludhiana, during the course of inspection of Central Jail, Ludhiana, were forwarded by Hon'ble Administrative Judge, Ludhiana to the Id. Registrar Judicial with the following order:-

“Let the same be treated as a petition under Section 482 Cr.P.C. for re-investigation and laid down before an appropriate Bench as per roster after seeking prior approval of Hon'ble the Acting Chief Justice.”

Notice having been issued to the respondent-State of Punjab on 13.04.2015, a reply by way of affidavit of Som Nath Sandhu, PPS, Superintendent of Police, (Headquarter), Shaheed Bhagat Singh Nagar, on behalf of respondent-State of Punjab has been filed.

Reply suggests that the applicants-petitioners as well as their family members are repeatedly involved in smuggling of narcotics. Number of cases were already registered against them at different police stations. The details of such like case have been mentioned in the reply filed by the State.

Against petitioner No.1, namely, Ram Piari, who is one of the applicants, as many as 09 cases under the NDPS Act, have been registered, whereas, against petitioner No.7, namely, Kamaljit Kaur, as many as 05 FIRs under the NDPS Act have been registered and against petitioner No.8, namely, Rani (since deceased), as many as 08 cases under the NDPS Act, have been registered. Besides this, such like other cases have also been registered against the other applicants-petitioners.

Para No.2 of the said reply reveals that the allegation against Inspector-Harjit Singh, Incharge, CIA Staff, Shaheed Bhagat Singh Nagar and Sarbjit Singh Bahia, Deputy Superintendent of Police, Banga Sub-Division, Distt. Shaheed Bhagat Singh Nagar, have been denied, as they were not involved in the investigation in any of the cases registered against the applicants-petitioners. Thus, the allegation of harrasing the applicants-petitioners and subjecting them to third degree torture by the said police officials

have been specifically denied.

Accordingly, taking into consideration the fact that there are numerous cases registered against the applicants-petitioners, the complaint filed by the petitioners are misconceived and motivated and, as such, no further action is required to be taken by the Court. Consequently, the instant petition is hereby dismissed.

12.02.2016

Anjal

(HARI PAL VERMA)

JUDGE